

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert MARTUZA et al

Title: REPLICATION-COMPETENT
HERPES SIMPLEX VIRUS
MEDIATES DESTRUCTION OF
NEOPLASTIC CELLS

Appl. No.: 10/788,410

Filing Date: 3/1/2004

Examiner: Not yet assigned

Art Unit: 1644

Confirmation Number: 4953

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

☐ Assertion of Small Entity status is enclosed.

☒ The fee required for additional claims is calculated below:

| | Claims As Amended | | Previously Paid For | | Extra Claims Present | | Rate | | Additional Claims Fee |
|------------------------|----------------------|---|------------------------|---|-------------------------|---|----------|---|--------------------------|
| Total Claims: | 14 | - | 20 | = | 0 | x | \$50.00 | = | \$0.00 |
| Independent Claims: | 1 | - | 3 | = | 0 | x | \$200.00 | = | \$0.00 |

| | | | | |
|------------------------------------------------------|---|----------|---|--------|
| First presentation of any Multiple Dependent Claims: | + | \$360.00 | = | \$0.00 |
|------------------------------------------------------|---|----------|---|--------|

| | | |
|------------------|---|--------|
| CLAIMS FEE TOTAL | = | \$0.00 |
|------------------|---|--------|

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

| | | |
|------------------------------------------------------------------------------------|------------|--------|
| <input type="checkbox"/> Extension for response filed within the first month: | \$120.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the second month: | \$450.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the third month: | \$1,020.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fourth month: | \$1,590.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fifth month: | \$2,160.00 | \$0.00 |
| EXTENSION FEE TOTAL: | | \$0.00 |
| <input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d): | \$130.00 | \$0.00 |
| CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL: | | \$0.00 |
| <input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above): | | \$0.00 |
| Extension Fees Previously Paid: | | \$0.00 |
| TOTAL FEE: | | \$0.00 |

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 22 December 2006

By Stephen A. Bent

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Stephen A. Bent
 Attorney for Applicant
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